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Substitute for form 1449A/PTO

(use as many sheets as necessary)

Sheet 3 of 4

Complete if Known when

Application Number	
Filing Date	
First Named Inventor	Herb M. Popiawski
Art Unit	3681
Examiner Name	unassigned
Attorney Docket Number	36400.35US2

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,203,250	4/20/1993	Sundberg	
		US-5,174,595	12/29/1992	Snipes	
		US-5,123,805	6/23/1992	Ishimori et al.	
		US-5,074,373	12/24/1991	Schmidt	
		US-5,006,100	4/09/1991	Brandt et al.	
		US-4,969,533	11/13/1990	Holm et al.	
		US-4,949,805	8/21/1990	Mather et al.	
		US-4,869,003	9/26/1989	O'Loughlin	
		US-4,826,389	5/02/1989	Meyer et al.	
		US-4,807,904	2/28/1989	Kamlukin et al.	
		US-4,790,085	12/13/1988	Rossmann	
		US-4,744,582	5/17/1988	Wykhuis et al.	
		US-4,720,233	1/19/1988	Meyer et al.	
		US-4,719,743	1/19/1988	Bokon	
		US-4,658,662	4/21/1987	Rundle	
		US-4,651,452	3/24/1987	Husso	
		US-4,625,990	12/02/1986	Orth et al.	
		US-4,615,129	10/07/1986	Jackson	
		US-4,597,203	7/01/1986	Middleton	
		US-4,592,156	6/03/1986	Schmidt	

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Date Considered

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Herb M. Poplawski, et al.)	
)	
Serial No.:	unassigned)	Examiner: unassigned
)	
Filed:	August 7, 2003)	Group Art Unit: 3681
)	
Title:	Hydrostatic Transmission)	Docket No.: 36400.35US2

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b)(1))

BOX DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, pursuant to 37 C.F.R. §1.56, the items of information listed on the enclosed Form PTO/SB/08A are brought to the attention of the Examiner.

This statement should be considered because it is submitted, pursuant to 37 C.F.R. §1.97(b)(3), within three months of the filing of this application, therefore, no fee is required.

This application is a continuation of U.S. Serial No. 10/187,931, filed July 2, 2002 for which the current application relies upon for an earlier filing date under 35 U.S.C. 120.

In accordance with 37 C.F.R. §1.98(a)(2)(i), each U.S. patent is listed on the enclosed form PTO/SB/08A. Due to the Office's recent notice that copies of U.S. patent references are no longer needed for application filed after June 30, 2003, such documents are not enclosed.

In accordance with 37 C.F.R. §1.104, no representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103 and Applicant reserves the right, pursuant to 37 C.F.R. §1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Form PTO/SB/08A, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

Date: Aug 8, 2003

By: Thomas C. McDonough
Thomas C. McDonough
Registration No. 33,734
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Certificate of Mailing: The undersigned hereby certifies that this document and its enclosures are being deposited with the United States Postal Service as first class mail, postage prepaid in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this ____ day of _____, 2003.

By: _____
Name: Lisa Lyle

Substitute for form 1449A/PTO

(use as many sheets as necessary)

Sheet 1 of 4

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Herb M. Popiawski
Art Unit	3681
Examiner Name	unassigned
Attorney Docket Number	36400.35US2

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)				
		US- 6,391,120	BI	5/21/2002	Silva	
		US- 6,367,176	BI	4/09/2002	Zaugg et al.	
		US- 6,347,753	BI	2/19/2002	Anderson	
		US- 6,347,671	BI	2/19/2002	Stiller et al.	
		US- 6,305,204	BI	10/23/2001	Tauzer	
		US- 6,305,105	BI	10/23/2001	Lowman	
		US- 6,266,598	BI	7/24/2001	Pillar et al.	
		US- 6,260,293	BI	7/17/2001	Monroe	
		US- 6,247,254	BI	6/19/2001	Wessman	
		US- 6,240,660	BI	6/05/2001	Dugas	
		US- 6,230,608	BI	5/15/2001	Schaedler et al.	
		US- 6,199,354	BI	3/13/2001	King et al.	
		US- 6,185,920	BI	2/13/2001	Oxley	
		US- 6,155,033		12/05/2000	Wians et al.	
		US- 6,154,985		12/05/2000	Champagne et al.	
		US- 6,131,316		10/17/000	Yoshina et al.	
		US- 6,105,348		8/22/2000	Turk et al.	
		US- 6,098,385		8/8/2000	Turk	
		US- 6,089,341		7/18/2000	Gingerich	
		US- 6,085,502		7/11/2000	Wians et al.	

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Examiner Signature	Date Considered
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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number	
				Filing Date	
				First Named Inventor	Herb M. Poplawski
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Sheet	2	of	4		

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		Number-Kind Code 2 (if known)			
		US- 6,061,617	5/09/2000	Berger et al.	
		US- 6,010,423	1/04/2000	Jolliff et al.	
		US- 6,009,642	1/04/2000	Nugent	
		US- 5,989,356	11/23/1999	Candeletti	
		US- 5,971,881	10/26/1999	Jolliff	
		US- 5,911,672	6/15/1999	Schaedler et al.	
		US- 5,787,613	8/4/1998	Derome	
		US- 5,784,870	7/28/1998	Seegert et al.	
		US- 5,784,756	7/28/1998	Slocum et al.	
		US- 5,743,347	4/28/1998	Gingerich	
		US- 5,711,139	1/27/1998	Swanson	
		US- 5,653,509	8/05/1997	Bieri, Jr.	
		US- 5,540,004	7/30/1996	Patterson et al.	
		US- 5,522,339	6/04/1996	Pelly	
		US- 5,513,453	5/07/1996	Norton	
		US- 5,477,600	12/26/1995	Houle et al.	
		US- 5,449,140	9/12/1995	Lastowski	
		US- 5,389,752	2/14/1995	Karbassi	
		US- 5,297,351	3/29/1994	Cote	
		US- 5,209,003	5/11/1993	Maxfield et al.	

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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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